

BILL NO. S-93-08-01

SPECIAL ORDINANCE NO. S- 69-93

AN ORDINANCE DESIGNATING THE BOARD
OF PUBLIC WORKS AS LEASING AGENT FOR
THE CITY OF FORT WAYNE, INDIANA;
APPROVING THE LEASE OF VARIOUS
VEHICLES AND ITEMS OF CAPITAL
EQUIPMENT BY THE CITY OF FORT WAYNE;
APPROVING A FORM OF LEASE;
AUTHORIZING ACCEPTANCE OF A LESSOR;
AND APPROVING OTHER ACTIONS WITH
RESPECT THERETO.

WHEREAS, the Board of Public Works has, in the past, generally coordinated the leasing of various vehicles and items of capital equipment and has let bids therefore; and

17 WHEREAS, various bids have been let for the
18 acquisition of various vehicles and items of capital
19 equipment and this Common Council has approved the
20 acquisition of said various vehicles and items of capital
21 equipment; and

22 WHEREAS, this Common Council now deems it in
23 the public interest to lease said various vehicles and
24 items of capital equipment rather than purchase said
25 items; and

WHEREAS, notices have been published requesting proposals from lessors to acquire the various vehicles

1 and items of capital equipment and to lease same to the
2 City, pursuant to the terms and conditions contained in
3 the form of lease; and

4 WHEREAS, the proposed lease provides for fair
5 and reasonable rental and other equitable terms and
6 conditions and, further, that the execution of said lease
7 will permit the use and acquisition of said various
8 vehicles and items of capital equipment within the
9 present financial capabilities of the City and therefore
same is in the public interest.

10 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
11 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

12 SECTION 1. This Common Council finds that the
13 Board of Public Works should be and hereby is designated
14 as the leasing agent for the City of Fort Wayne, Indiana,
15 for the transaction herein contemplated.

16 SECTION 2. The Common Council of the City of
17 Fort Wayne hereby authorizes the City to lease, as
18 lessees, those various vehicles and items of capital
19 equipment listed on the attached Exhibit "A," made a part
20 hereof. It is understood that the exact lessor purchase
21 costs for such various vehicles and items of capital
22 equipment listed on the Exhibit "A" shall be determined
23 in accordance with bidding procedures of this City and
24 accordingly subject to approval by this Common Council,
25 however, the gross cost for such purchases shall not
26 exceed Six Hundred Sixty-Four Thousand Nine Hundred
27 Eighty-Two and 60/100 Dollars (\$664,982.60).

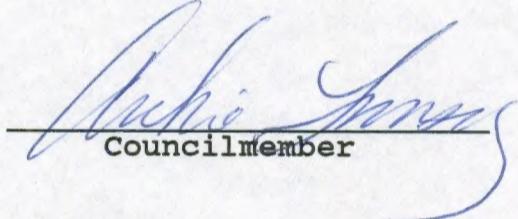
28 SECTION 3. The form of the lease, with option
29 to purchase for said lease is attached hereto as a part
30 hereof, as Exhibit "B." This form of lease, with option
31 to purchase, shall be used by the City for the
32 transactions herein contemplated and said form of lease
is hereby approved and ratified. This lease form may be
modified only to the extent that such modifications are
not material in form or consideration. Authority is

1 hereby given for the Board of Public Works to enter into
2 the lease upon the determination by the Corporation
3 Counsel.

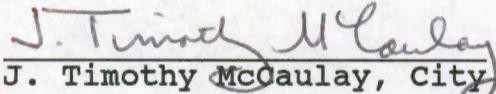
4 SECTION 4. The Board of Public Works of the
5 City of Fort Wayne is hereby empowered and authorized to
6 award lessor rights to the most responsive and
7 responsible bidder.

8 SECTION 5. The Mayor and the Board of Public
9 Works are empowered and authorized to execute, on behalf
10 of the City, leases and other documents as contemplated
11 herein with lessor so selected.

12 SECTION 6. This Ordinance shall be in full
13 force and effect from and after its passage and approval
14 by the Mayor.

15 
16 Councilmember

17 APPROVED AS TO FORM
18 AND LEGALITY

19 
20 J. Timothy McCaulay, City Attorney

RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF
FORT WAYNE, INDIANA

RESOLUTION NO. 80-204-13

WHEREAS, the City of Fort Wayne needs to lease various vehicles and items of capital equipment for use by various public safety departments for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of various vehicles and items of capital equipment and the Common Council has approved, or is expected to approve, the acquisition of said various vehicles and items of capital equipment; and

WHEREAS, sufficient revenues are available from the City's General Fund and various public safety department funds to make lease rental payments on a timely basis as required for the leasing of said various vehicles and items of capital equipment; and

WHEREAS, a form of lease with option to purchase has been reviewed and is deemed appropriate for the lease of said various vehicles and items of capital equipment by the City of Fort Wayne; and

WHEREAS, notices have been published requesting proposals from lessors to acquire the various vehicles and items of capital equipment and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said various vehicles and items of capital equipment within the

present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council has designated the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated; and

WHEREAS, bids have been received from potential lessors for the lease of certain various vehicles and items of capital equipment and awarded by the Board of Public Works on July 28th, 1993, to Summers & Company, Inc.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, hereby designates Summers & Company, Inc. as lessor of those various vehicles and items of capital equipment listed on the attached Exhibit "A." The exact lessor purchase cost for the various vehicles and items of capital equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

SECTION 2. The form of lease, with option to purchase, attached hereto as Exhibit "B" shall be used by the City, subject to such modification as approved by the Corporation Counsel.

DATED: 8/4/93

BOARD OF PUBLIC WORKS

Charles E. Layton, Director

Katherine A. Carrier, Member

C. James Owen, Member

ATTEST:

Patricia J. Crick
Patricia Crick, Clerk

Read the first time in full and on motion by Lunsey, seconded by _____, and duly adopted, read the second time by _____, title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock A.M., E.S.T.

DATED: 8-10-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Belmont, seconded by _____, and duly adopted, placed on its passage.
PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY				<u>✓</u>
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 8-24-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. A-69-93 on the 24th day of August, 1993

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Mark P. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 1993, at the hour of 8:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 25 day of August, 1993, at the hour of 9:20 o'clock A.M., E.S.T.

Mark P. GiaQuinta, designee
for: PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE SPECIAL ORDINANCE

DEPARTMENT REQUESTING ORDINANCE BOARD OF WORKS/CONTROLLER'S OFFICE

**SYNOPSIS OF ORDINANCE 1. APPROVES LEASE OF VARIOUS VEHICLES AND
ITEMS OF CAPITAL EQUIPMENT FOR VARIOUS PUBLIC SAFETY DEPARTMENTS;
2. FUNDS CAN BE RELEASED TO PAY DEALERS.**

EFFECT OF PASSAGE APPROVES LEASE/VEHICLES CAN BE LEASED.

EFFECT OF NON-PASSAGE VEHICLES CANNOT BE LEASED.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

\$664,982.60 AT 6.0% FOR 36 MONTHS = \$728,282.13.

ASSIGNED TO COMMITTEE (PRESIDENT) _____

06/29/93

**GRAND
TOTAL**

Cost	Police	Animal Control Communication	SAFETY VEHICLE LEASE	FIRE VEHICLE LEASE
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S-32-93 Tom Wood Pontiac 1
2

Ray O'Herron	Unitrol Sirens	\$485.00	10,670.00	10,670.00
	Streethawk	\$560.00	10,080.00	10,080.00
	MX7000 w/arrow	\$765.00	3,060.00	3,060.00
	Total Ordinance	49,186.00	12,688.00	0.00
	Less orders not placed, missed dealer deadline - GMC Vandor	(25,376.00)	(12,688.00)	0.00
		23,810.00	0.00	(38,064.00)
				0.00
				50,874.00
				50,874.00
				\$112,748.00
				(\$38,064.00)
				74,684.00

TOTAL LEASE

EXHIBIT

114

Board of Public Works and Safety of the City of Fort Wayne
\$664,982.60 Lease With Option To Purchase

Schedule A

PMT No.	Lease Payment Date	Principal	Coupon	Interest	Lease Payment Amount
1	15-Sep-93	\$16,905.15	6.000%	\$3,324.91	\$20,230.06
2	15-Oct-93	16,989.67	6.000%	3,240.39	20,230.06
3	15-Nov-93	17,074.62	6.000%	3,155.44	20,230.06
4	15-Dec-93	17,159.99	6.000%	3,070.07	20,230.06
5	15-Jan-94	17,245.79	6.000%	2,984.27	20,230.06
6	15-Feb-94	17,332.02	6.000%	2,898.04	20,230.06
7	15-Mar-94	17,418.68	6.000%	2,811.38	20,230.06
8	15-Apr-94	17,505.78	6.000%	2,724.28	20,230.06
9	15-May-94	17,593.30	6.000%	2,636.75	20,230.06
10	15-Jun-94	17,681.27	6.000%	2,548.79	20,230.06
11	15-Jul-94	17,769.68	6.000%	2,460.38	20,230.06
12	15-Aug-94	17,858.53	6.000%	2,371.53	20,230.06
13	15-Sep-94	17,947.82	6.000%	2,282.24	20,230.06
14	15-Oct-94	18,037.56	6.000%	2,192.50	20,230.06
15	15-Nov-94	18,127.75	6.000%	2,102.31	20,230.06
16	15-Dec-94	18,218.38	6.000%	2,011.67	20,230.06
17	15-Jan-95	18,309.48	6.000%	1,920.58	20,230.06
18	15-Feb-95	18,401.02	6.000%	1,829.04	20,230.06
19	15-Mar-95	18,493.03	6.000%	1,737.03	20,230.06
20	15-Apr-95	18,585.49	6.000%	1,644.57	20,230.06
21	15-May-95	18,678.42	6.000%	1,551.64	20,230.06
22	15-Jun-95	18,771.81	6.000%	1,458.25	20,230.06
23	15-Jul-95	18,865.67	6.000%	1,364.39	20,230.06
24	15-Aug-95	18,960.00	6.000%	1,270.06	20,230.06
25	15-Sep-95	19,054.80	6.000%	1,175.26	20,230.06
26	15-Oct-95	19,150.07	6.000%	1,079.98	20,230.06
27	15-Nov-95	19,245.83	6.000%	984.23	20,230.06
28	15-Dec-95	19,342.05	6.000%	888.00	20,230.06
29	15-Jan-96	19,438.76	6.000%	791.29	20,230.06
30	15-Feb-96	19,535.96	6.000%	694.10	20,230.06
31	15-Mar-96	19,633.64	6.000%	596.42	20,230.06
32	15-Apr-96	19,731.81	6.000%	498.25	20,230.06
33	15-May-96	19,830.47	6.000%	399.59	20,230.06
34	15-Jun-96	19,929.62	6.000%	300.44	20,230.06
35	15-Jul-96	20,029.27	6.000%	200.79	20,230.06
36	15-Aug-96	20,129.41	6.000%	100.65	20,230.06
		\$664,982.60		\$63,299.53	\$728,282.13

Board of Public Works and Safety of the City of Fort Wayne
\$664,982.60 Lease With Option To Purchase

Schedule B

<u>Lease Payment Date</u>	<u>Cost Allocation</u>	<u>Interest Allocation</u>	<u>Lease Payment Amount</u>	<u>Option To Purchase Price</u>
15-Sep-93	\$16,905.15	\$3,324.91	\$20,230.06	\$707,192.16
15-Oct-93	16,989.67	3,240.39	20,230.06	689,183.11
15-Nov-93	17,074.62	3,155.44	20,230.06	671,084.01
15-Dec-93	17,159.99	3,070.07	20,230.06	652,894.42
15-Jan-94	17,245.79	2,984.27	20,230.06	634,613.88
15-Feb-94	17,332.02	2,898.04	20,230.06	616,241.94
15-Mar-94	17,418.68	2,811.37	20,230.06	597,778.14
15-Apr-94	17,505.78	2,724.27	20,230.06	579,222.01
15-May-94	17,593.30	2,636.75	20,230.06	560,573.12
15-Jun-94	17,681.27	2,548.78	20,230.06	541,830.97
15-Jul-94	17,769.68	2,460.38	20,230.06	522,995.11
15-Aug-94	17,858.53	2,371.52	20,230.06	504,065.07
15-Sep-94	17,947.82	2,282.23	20,230.06	485,040.38
15-Oct-94	18,037.56	2,192.50	20,230.06	465,920.56
15-Nov-94	18,127.75	2,102.31	20,230.06	446,705.15
15-Dec-94	18,218.38	2,011.67	20,230.06	427,393.67
15-Jan-95	18,309.48	1,920.58	20,230.06	407,985.62
15-Feb-95	18,401.02	1,829.04	20,230.06	388,480.54
15-Mar-95	18,493.03	1,737.03	20,230.06	368,877.92
15-Apr-95	18,585.49	1,644.57	20,230.06	349,177.30
15-May-95	18,678.42	1,551.64	20,230.06	329,378.18
15-Jun-95	18,771.81	1,458.25	20,230.06	309,480.06
15-Jul-95	18,865.67	1,364.39	20,230.06	289,482.45
15-Aug-95	18,960.00	1,270.06	20,230.06	269,384.85
15-Sep-95	19,054.80	1,175.26	20,230.06	249,186.76
15-Oct-95	19,150.07	1,079.98	20,230.06	228,887.69
15-Nov-95	19,245.83	984.23	20,230.06	208,487.11
15-Dec-95	19,342.05	888.00	20,230.06	187,984.54
15-Jan-96	19,438.76	791.29	20,230.06	167,379.45
15-Feb-96	19,535.96	694.10	20,230.06	146,671.33
15-Mar-96	19,633.64	596.42	20,230.06	125,859.67
15-Apr-96	19,731.81	498.25	20,230.06	104,943.96
15-May-96	19,830.47	399.59	20,230.06	83,923.66
15-Jun-96	19,929.62	300.44	20,230.06	62,798.26
15-Jul-96	20,029.27	200.79	20,230.06	41,567.23
15-Aug-96	20,129.41	100.65	20,230.06	20,230.06

3. Rent. Lessee shall pay Lessor the amount set forth in Exhibit B hereto under the column headed "Lease Payment Amount," in cash or certified check, monthly, beginning on the ____ day of _____, 1993, and continuing for the term hereof as set forth in Exhibit B hereto as rental paid in arrears for the Leased Equipment; however, that the obligation to make said rental payment shall be subject to and conditional upon an annual appropriation of the rental payment amounts by the Common Council of the City of Fort Wayne, Indiana. Said Lease payments shall be paid to Lessor at such address as Lessor shall indicate to Lessee. It is agreed that such Lease payments shall be due and owing to Lessor for Lessee's use of the Leased Equipment.

BILL NO. S-93-08-01

REPORT OF THE COMMITTEE ON
FINANCE

ARCHIE L. LUNSEY & DONALD J. SCHMIDT - CO-CHAIRPERSONS
HENRY, EDMONDS, LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) designating the Board
of Public Works as Leasing Agent for the City of Fort Wayne,
Indiana; approving the lease of various vehicles and items
of Capital Equipment by the City of Fort Wayne; approving a
form of lease; authorizing acceptance of a lessor; and approving
other actions with respect thereto

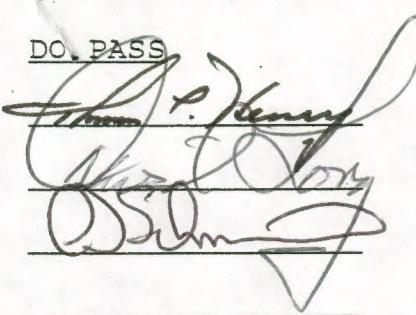
HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC



DATED: 8-24-93

Sandra E. Kennedy
City Clerk